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EDWARDI VII REGIS.

A.D. 1907.

No. 935.

An Act to provide for the Inspection of Scaffolding, and for other purposes.

[Assented to, December 21st, 1907.]

Be it Enacted by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

1. This Act may be cited as “The Scaffolding Inspection Act, 1907.”

2. This Act shall have effect only within the areas comprised in the Assembly Electoral Districts of No. 1, Adelaide District; No. 2, Port Adelaide District; and No. 3, Torrens District; and which said Districts are set forth in the Third Schedule to “The Constitution Act Amendment Act, 1901.”

3. In this Act, except where inconsistent therewith—

“Gear” includes ladder, plank, rope, fastening, hoist-block, pulley, hanger, sling, brace, or other movable contrivance of a like kind:

“Inspector” means any inspector appointed under this Act, and includes any acting or assistant inspector similarly appointed:

“Minister” means the Commissioner of Public Works or other Minister of the Crown appointed to administer this Act:

“Scaffolding” means any structure or framework of timbers, planks, or other material built up and fixed to a height exceeding sixteen feet from the horizontal base on which it is built.
built up and fixed, and used or intended to be used for the support of workmen in erecting, demolishing, altering, repairing, cleaning, painting, or carrying on any other kind of work in connection with any building, structure, ship, or boat, and includes any swinging stage used or intended to be used for any of the purposes aforesaid; but shall not include steps and planks and trestles and planks, usually used for painting, paperhanging, and decorating, and for riveting iron.

4. The Governor may appoint one inspector, and such acting or assistant inspectors as he may think fit, to carry out the provisions of this Act; Provided that no person shall be appointed unless he has had at least four years' experience in the erection of scaffolding.

5. (1) Any person intending to erect scaffolding shall, at least twenty-four hours before commencing to erect the same, give notice in writing to the inspector of such his intention. Such notice shall be delivered at the office of the inspector. Any person failing to give such notice shall be liable on conviction to a penalty of not exceeding Five Pounds.

(2) In any case of emergency arising from damage caused by lightning, explosion, fire, rain, or storm, it shall not be necessary to allow any period to elapse after giving the notice required by sub-section (1) hereof.

Provided that no notice shall be required to be given for the erection of any scaffolding on any ship or boat.

(3) The inspector shall have an office in the city of Adelaide.

6. All scaffolding, and all gear used in connection therewith, shall comply with the requirements of the regulations in the Schedule to this Act, and shall be set up, erected, maintained, and used in accordance with such regulations.

7. (1) Whenever it appears to an inspector—

(a) That the use of any scaffolding or any gear used in connection therewith would be dangerous to life or limb; or

(b) That with regard to any scaffolding, or any gear used in connection therewith, erected, or used, or in course of erection, the requirements of the regulations in the Schedule to this Act are not being complied with

he may give such directions in writing to the owner or person in charge of such scaffolding or gear as he deems necessary to prevent accidents, or to ensure a compliance with such regulations, and such owner or person shall forthwith carry out such directions.

(2) Whenever any inspector gives any directions as aforesaid, he may also, at the same time or subsequently, order any persons forthwith
forthwith to cease to use, or work in connection with, any scaffolding or gear until such directions have been complied with.

(3) There shall be an appeal to the Minister against the directions of any inspector under this section, and such appeal must be lodged in writing at the office of the Minister within twenty-four hours from the receipt of such directions. The Minister may hear such appeal, or appoint some person to do so, and such Minister or person appointed by him shall make such order as may be deemed right and proper, and such order when made shall be final.

(4) Any person who—

(a) Refuses or fails to comply with any direction given to him by an inspector in pursuance of this section; or

(b) Refuses or fails to comply with any order given to him by an inspector to cease to use or work in connection with any scaffolding or gear:

(c) Refuses to comply with any order made by the Minister or person appointed by him as aforesaid;

shall be liable on conviction to a penalty of not exceeding Fifty Pounds.

8. Any person who obstructs any inspector in the execution of any power or duty conferred or imposed on him by this Act shall be liable on conviction to a penalty of not exceeding Five Pounds.

9. (1) The Governor may, by Order in Council, rescind, amend, or add to the regulations in the Schedule to this Act, and may prescribe penalties for any breach thereof. Every such Order in Council shall be published in the Government Gazette, and laid before Parliament within fourteen days after such publication, or, if Parliament is not then sitting, within fourteen days after the commencement of the next ensuing Session.

(2) Notwithstanding any publication thereof, no such rescission, amendment, or addition shall continue to have any force or effect if the same shall be disapproved, either wholly or in part, by resolution of either House of Parliament within thirty days after such rescission, amendment, or addition shall have been laid before Parliament, if Parliament shall be so long in Session: Provided that if Parliament shall not be in Session for thirty days after such rescission, amendment, or addition shall have been laid before it, then no such rescission, amendment, or addition shall continue to have any force or effect if disapproved by either House of Parliament within thirty days after the commencement of the next Session of Parliament.

10. All penalties imposed by this Act may be recovered in a summary way before any Special Magistrate or two Justices, under the provisions of the Ordinance No. 6 of 1850, or of any Act now in force, or hereafter to be in force, relating to the duties of Justices of the Peace with respect to summary conviction and orders.

11. There
11. There shall be an appeal from any conviction or order dismissing any information under this Act to the Local Court of Adelaide in its full jurisdiction, and such appeal shall be conducted in manner provided by the said Ordinance No. 6 of 1850 and the Act No. 298 of 1883-4 for appeals to Local Courts.

In the name and on behalf of His Majesty, I hereby assent to this Bill.

GEORGE R. LE HUNTE, Governor.
THE SCHEDULE.

REGULATIONS RELATING TO SCAFFOLDING AND GEAR USED IN CONNECTION THEREWITH.

In these regulations “scaffolding” means any structure or framework of timbers, planks, or other material built up and fixed to a height exceeding sixteen feet from the horizontal base on which it is built up and fixed, and used or intended to be used for the support of workmen in erecting, demolishing, altering, repairing, cleaning, painting, or carrying on any other kind of work in connection with any building, structure, ship, or boat, and includes any swinging stage used or intended to be used for any of the purposes aforesaid, but shall not include steps and planks and trestles and planks, usually used for painting, paperhanging, and decorating, and for riveting iron.

AS TO SWINGING STAGE.

Every scaffolding built or erected as a swinging stage shall be so constructed that it shall be capable of bearing three times the maximum weight required. The blocks used shall be of iron or wood, not less than four inches in diameter, and shall consist of double and single blocks. Good sound rope shall be used, and shall be not less than two and three-quarter inches in circumference.

Every such scaffold used as aforesaid shall be constructed of not less than twelve inches by two inches planking, running full length, and the width between supports shall be not more than fifteen feet. Supports shall be of wrought iron, two and one-half inches by one-half inch, carried around stage with loop on top to receive tackle, and bolted to planking with three-eighths inch bolts each end. A strong cleat shall be screwed to planking under centre.

Every such scaffold shall have overhead or wall attachments or weights securely fixed.

There shall be a guard rail three feet from floor of not less than nine inches sectional area, and a fender board of not less than nine inches on the outside and at both ends.

AS TO SCAFFOLDING FOR MASONS, BRICKLAYERS, AND OTHER ARTISANS AND LABORERS.

In every scaffold erected for and used by masons, bricklayers, and other artisans and laborers the standards shall be not more than nine feet apart. Such standards shall be not less than five inches in diameter or twenty inches sectional area, and shall be embedded not less than twenty-four inches in the ground or in barrels filled with sand or earth: Provided that no scaffold erected for and used by masons and bricklayers shall be less than five planks wide.

Ledgers shall be not more than five feet apart, and not less than fifteen inches sectional area.

Putlocks shall be not less than five feet long and not less than twelve inches sectional area, and shall be of stringybark.

Scaffold boards shall be not less than one and one-half inches thick, and free from all defects. All planking shall be laid butting with one putlock at each end, and putlocks spaced not more than five apart.

All scaffolding erected on street frontages shall have guard boards on each stage, nine inches by one and one-half inches in size, and such guard boards shall be secured to standards. There shall also be a guard rail three feet high and not less than twelve inches sectional area on each stage.

Where buildings of more than one storey are being erected on street frontages, there shall be a guard board of not less than eighteen inches high, secured to standards.

Bracing
Bracing shall be not less than twelve inches sectional area, and shall be placed to the satisfaction of an inspector.

All scaffolding shall be secured by good sound rope of not less than one and three-quarter inches circumference and fifteen feet in length, or by bolts not less than five-eighths of an inch in diameter. All lashings shall be properly wedged, and such wedging shall be tightened after rain.

Where buildings of more than two storeys are being erected, such buildings shall, immediately after the joists are laid, have a temporary covering of close planking on joists or girders in cases where men are working underneath, except those portions needed for ladder ways and hoist ways.

All gangways shall be constructed to the satisfaction of an inspector.

As to Internal Scaffolding.

In every scaffold erected inside any building or structure intended to be used and used by painters, plasterers, and other artisans and laborers, the ledgers shall be not less than fifteen inches sectional area, and not more than six feet six inches apart, with standards not more than nine feet apart and fifteen inches sectional area.

Bracing shall be not less than twelve inches sectional area, and shall be placed to the satisfaction of an inspector. The dimensions and sizes herein may be altered with the permission of the inspector.

As to Ladders.

Ladders shall be of clean oregon, larch, or other approved timber, with rungs of split stringybark or iron set at not more than nine inch centres in centre of stiles.

No batten ladder shall be used except on a roof as a creeper.

All ladders shall stand not less than six feet above staging.

All ladders shall be effectively lashed, and shall be stayed where their length exceeds twenty-two feet, but this shall not apply to painters, paperhangers, and decorators.

Penalty.

Any person failing to comply with or committing a breach of any of these regulations shall be liable to a penalty for each offence not exceeding Ten Pounds.